

05/26/00
JC843 U.S. PTO
Page 1

05 - 30 - 00

UNITED STATES CONTINUING UTILITY PATENT APPLICATION
under 37 C.F.R. § 1.53(b)

EL171180382US

Att'y. Docket No. 03848-00005

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JC520 U.S. PTO
09/579982
05/26/00

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10: The undersigned hereby certifies that this United States Patent Application and all papers noted herein as being attached, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10 today, **May 26, 2000**, and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

By Dona Cwikla
Express Mail Label No.: EL171180382US

Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Enclosed herewith is a continuing patent application and the following papers:

Inventors (or application identifier): **James L. Winkler, Stephen P.A. Fodor,
Christopher J. Buchko, Debra A. Ross,
Lois Aldwin, and Douglas N. Modlin**

Title of Invention: **COMBINATORIAL STRATEGIES FOR POLYMER SYNTHESIS**

- ☒ Continuation
☐ Divisional
☐ Continuation-in-Part

of prior application No. 09/498,554, filed February 4, 2000; which in turn is a continuation of 09/129,463, filed August 4, 1998; which in turn is a continuation of 08/426,202, filed April 21, 1995; which in turn is a continuation of 07/980,523, filed November 20, 1992, now U.S. Patent No. 5,677,195; which in turn is a continuation-in-part of 07/796,243, filed November 22, 1991, now U.S. Patent No. 5,384,261; which in turn is a continuation-in-part of 07/874,849, filed April 24, 1992, now U.S. Patent No. 5,412,087.

1. ☒ Specification 56 pages (including specification, claims, abstract)/ 1 claim (1 independent), after entry of the Preliminary Amendment.
2. ☒ Declaration/Power of Attorney:
 - ☒ Copy from Prior Application (for continuation or divisional application)
 - ☐ Newly Executed Declaration (for CIP application)
 - ☐ Deferred under 37 C.F.R. § 1.53(f)
 - ☐ Deletion of Inventor(s) - Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b)

UNITED STATES CONTINUING UTILITY PATENT APPLICATION
under 37 C.F.R. § 1.53(b)

Page 2

Atty. Docket No. 03848-00005

- ☒ Incorporation by Reference - The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein

3. ☒ 21 Distinct sheets of ☒ Formal ☐ Informal Drawings

4. ☒ Preliminary Amendment is enclosed.

- ☒ Amend the specification by deleting the two sentences on page 1, lines 5-9, "This application is a continuation-in-part of U.S. Serial No. 796,243 (filed November 22, 1991) which is incorporated herein by reference for all purposes. This application is also a continuation-in-part of U.S. Serial No. 874,849 (filed April 24, 1992), which is incorporated herein by reference for all purposes." and substituting therefore,

--This application is a continuation of U.S. Patent Application No. 09/498,554, filed February 4, 2000; which in turn is a continuation of U.S. Patent Application No. 09/129,463, filed August 4, 1998, now U.S. Patent No. 6,040,193; which in turn is a continuation of U.S. Patent Application No. 08/426,202, filed April 21, 1995; which in turn is a continuation of U.S. Patent Application No. 07/980,523, filed November 20, 1992, now U.S. Patent No. 5,677,195; which in turn is a continuation-in-part of U.S. Patent Application No. 07/796,243, filed November 22, 1991, now U.S. Patent No. 5,384, 261; which in turn is a continuation-in-part of U.S. Patent Application No. 07/874,849, filed April 24, 1992, now U.S. Patent No. 5,412,087.--

5. ☐ Information Disclosure Statement
☐ Form 1449
☐ A copy of each cited prior art reference

6. ☒ Assignment
☐ Assignment with Cover Sheet attached
☒ Assignment filed in prior application. Application assigned to: **Affymetrix, Inc.**, Santa Clara, California

7. ☐ Priority is hereby claimed under 35 U.S.C. § 119 based upon the following application(s):

Country	Application Number	Date of Filing (day, month, year)

8. ☒ Priority is hereby claimed under 35 U.S.C. § 120 based upon the following application(s):

Country	Application Number	Date of Filing (day, month, year)
U.S.	09/498,554	4 February 2000

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UNITED STATES CONTINUING UTILITY PATENT APPLICATION
under 37 C.F.R. § 1.53(b)

Atty. Docket No. 03848-00005

9. ☐ Priority document(s)
10. ☐ Small Entity Statement
☐ Small Entity Statement was filed in prior application, Small Entity Status is still proper and desired
☐ is attached
☐ is no longer claimed
11. ☐ Microfiche Computer Program (Appendix)
12. ☐ Nucleotide and/or Amino Acid Sequence Submission
☐ Computer Readable Copy
☐ Paper Copy (identical to computer copy)
☐ Statement verifying identity of above copies

13. Calculation of Fees after entry of Preliminary Amendment:

FEES FOR	EXCESS CLAIMS	FEE	AMOUNT DUE
Basic Filing Fee (37 C.F.R. § 1.16(a))			\$690.00
Total Claims in Excess of 20 (37 C.F.R. § 1.16(c))	0	18.00	\$0.00
Independent Claims in Excess of 3 (37 C.F.R. § 1.16(b))	0	78.00	\$0.00
Multiple Dependent Claims (37 C.F.R. § 1.16(d))	0	260.00	\$0.00
Subtotal - Filing Fee Due			\$0.00
	MULTIPLY BY		
Reduction by 50%, if Small Entity (37 C.F.R. §§ 1.9, 1.27, 1.28)	0		\$0.00
TOTAL FILING FEE DUE			\$0.00
Assignment Recordation Fee (if applicable) (37 C.F.R. § 1.21(h))	0	40.00	\$0.00
GRAND TOTAL DUE			\$690.00

14. PAYMENT is:

- ☒ included in the amount of the GRAND TOTAL by our enclosed check.
- ☐ The Commissioner is authorized to debit the instant filing fee, in the amount of \$690.00, to Deposit Account No. 19-0733.
- ☐ not included, but deferred under 37 C.F.R. § 1.53(f)
- ☒ A general authorization under 37 C.F.R. § 1.25(b), second sentence, is hereby given to credit or debit our Deposit Account No. 19-0733 for the instant filing and for any other fees during the pendency of this application under 37 C.F.R. §§ 1.16, 1.17 and 1.18.

UNITED STATES CONTINUING UTILITY PATENT APPLICATION
under 37 C.F.R. § 1.53(b)

Page 4

Atty. Docket No. 03848-00005

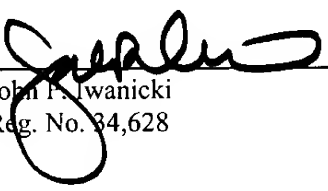
15. All correspondence for the attached application should be directed to:

John P. Iwanicki
Banner & Witcoff, Ltd.
28 State Street, 28th Floor
Boston, MA 02109
Telephone: (617) 227-7111
Facsimile: (617) 227-4399

16. Other: _____

Date: May 26, 2000

By: _____


John P. Iwanicki
Reg. No. 34,628

JPI/lh

Enclosures

PATENT

ATTORNEY DOCKET NO. 03848-00005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
James L. Winkler, Stephen P.A. Fodor,)	Examiner:
Christopher J. Buchko, Debra A. Ross,)	
Lois Aldwin, and Douglas N. Modlin)	
)	
Serial No.: TBA (Cont. of 09/498,554))	Art Unit:
)	
Filed: Herewith)	
)	
Title: COMBINATORIAL STRATEGIES)	
FOR POLYMER SYNTHESIS)	

Assistant Commissioner for Patents
Washington, D.C. 20231
Attention: Official Draftsman

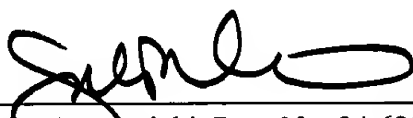
TRANSMITTAL OF FORMAL DRAWINGS

Please substitute the enclosed twenty-one (21) sheets of formal drawings for the corresponding drawings presently in the application. An additional copy of Figure 13a is being submitted showing corrections highlighted in red.

Please apply any other charges or credits to our Deposit Account No. 19-0733.

Respectfully submitted,

Dated: May 26, 2000


John P. Iwanicki, Reg. No. 34,628
Banner & Witcoff, Ltd.
28 State Street, 28th Floor
Boston, MA 02109
(617) 227-7111

Assistant Commissioner for Patents
Washington, D.C. 20231

Applicants: James L. Winkler et al.

USSN: TBA (Cont. of 09/498,554)

Title: COMBINATORIAL STRATEGIES FOR POLYMER SYNTHESIS

1c520 U.S. PTO

09/579982



05/25/00

Atty. JPIwahickf

Docket No.: 03848-00005

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

<input checked="" type="checkbox"/> Cont. Appn. Transmittal Letter <u>4</u> pages	<input type="checkbox"/> Amendment/Response <u> </u> pages
<input checked="" type="checkbox"/> Specification <u>56</u> pages; after entry of Prelim. Amnd.: <u>1</u> claim, <u>1</u> independent claim; <input checked="" type="checkbox"/> abstract	<input type="checkbox"/> Petition for Extension (<u> </u> months)
<input checked="" type="checkbox"/> Drawings [X] formal [] informal <u>21</u> sheets	<input checked="" type="checkbox"/> Preliminary Amendment <u>2</u> pages
<input type="checkbox"/> IDS <u> </u> pages, <u> </u> PTO-1449 <u> </u> pages, <u> </u> references	<input type="checkbox"/> Request for Corr. Filing Recpt
<input checked="" type="checkbox"/> Copy of signed Declaration & POA <u>6</u> pages	<input type="checkbox"/> Issue Fee (w/ PTOL-85B)
<input type="checkbox"/> Small Entity Statement <u> </u> pages	<input type="checkbox"/> Advance Order of <u> </u> copies
<input type="checkbox"/> Assignment with recordation cover sheet	<input type="checkbox"/> CPA Request
<input type="checkbox"/> Filing Fee	<input type="checkbox"/> Notice of Appeal & Fee
<input checked="" type="checkbox"/> Other Transmittal of Formal Drawings; Substitute Fig. 13a showing corrections in red	<input type="checkbox"/> Response re Missing Parts

Fee Enclosed: \$690.00 Debit Deposit Acct. No. 19-0733 for

Exp. Mail Receipt No. EL171180382US

Respectfully submitted,

Mailed: May 26, 2000 Client: Affymetrix, Inc.

BANNER & WITCOFF, LTD.

J. Hall